

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

In re:	§	Chapter 11
	§	
BUFFETS, LLC, <i>et al.</i> <sup>1</sup>	§	Case No. 16-50557-RBK
	§	
Debtors.	§	(Joint Administration Pending)

**REQUEST FOR EMERGENCY CONSIDERATION  
OF CERTAIN "FIRST DAY" MATTERS**

On March 7, 2016, Buffets, LLC, *et al* (collectively, the "Debtors"), debtors and debtors-in-possession in the above-captioned chapter 11 cases (the "Chapter 11 Cases" or "Cases"), by and through their undersigned counsel, filed petitions for relief under Chapter 11 of the Bankruptcy Code (the "Case"). Counsel for the Debtors believe that the Case qualifies as a "Complex Chapter 11 Case." The Debtor request emergency consideration of the following initial case matters:

1. EMERGENCY MOTION FOR ORDER AUTHORIZING JOINT ADMINISTRATION PURSUANT TO BANKRUPTCY RULE 1015 AND LOCAL RULE 1015 [DOCKET 2]
2. DEBTORS' EMERGENCY MOTION FOR ENTRY OF AN ORDER (I) AUTHORIZING THE DEBTORS TO FILE A CONSOLIDATED LIST OF THE 30 LARGEST UNSECURED CREDITORS, (II) AUTHORIZING THE DEBTORS TO REDACT CERTAIN PERSONAL IDENTIFICATION INFORMATION FOR INDIVIDUAL CREDITORS, AND (III) APPROVING THE FORM AND MANNER OF NOTIFYING CREDITORS OF THE COMMENCEMENT OF THE CHAPTER 11 CASES AND OTHER INFORMATION [DOCKET 4]
3. DEBTORS' EMERGENCY MOTION FOR ENTRY OF ORDER (I) AUTHORIZING DEBTORS TO, IN THE ORDINARY COURSE, (A) USE CASH MANAGEMENT SYSTEM, BANK ACCOUNTS, AND BUSINESS

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<sup>1</sup> The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Buffets, LLC (2294); Hometown Buffet, Inc. (3002); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); and Tahoe Joe's, Inc. (7129). The address for all of the Debtors is 120 Chula Vista Drive, Hollywood Park, Texas 78232.

FORMS AND (B) PERFORM INTERCOMPANY TRANSACTIONS, (II) AUTHORIZING BANKS AND FINANCIAL INSTITUTIONS TO HONOR AND PROCESS ALL RELATED CHECK AND ELECTRONIC PAYMENT REQUESTS, AND (III) GRANTING RELATED RELIEF [DOCKET 5]

4. DEBTORS' EMERGENCY MOTION FOR ENTRY OF INTERIM AND FINAL ORDERS (I) DETERMINING THAT UTILITY PROVIDERS HAVE BEEN PROVIDED WITH ADEQUATE ASSURANCE OF PAYMENT, (II) APPROVING PROPOSED ADEQUATE ASSURANCE PROCEDURES, (III) PROHIBITING UTILITY PROVIDERS FROM ALTERING, REFUSING, OR DISCONTINUING UTILITY SERVICES, (IV) DETERMINING THAT DEBTORS ARE NOT REQUIRED TO PROVIDE ANY ADDITIONAL ASSURANCE, (V) SCHEDULING A HEARING TO CONSIDER ENTRY OF A FINAL ORDER, AND (VI) GRANTING RELATED RELIEF [DOCKET 6]
5. DEBTORS' EMERGENCY MOTION FOR AUTHORIZATION TO ENTER INTO TRANSACTION OUTSIDE THE ORDINARY COURSE OF BUSINESS BY TRANSFERRING EMPLOYMENT OF EMPLOYEES FROM DEBTOR TAHOE JOE'S, INC. TO NON-DEBTOR AFFILIATE FMP OVATION-PAYROLL LLC [DOCKET 8]
6. DEBTORS' EMERGENCY MOTION FOR ENTRY OF AN ORDER (I) ESTABLISHING A PROCEDURE FOR DETERMINING CLAIMS ARISING UNDER THE PERISHABLE AGRICULTURAL COMMODITIES ACT; (II) AUTHORIZING THE DEBTORS TO PAY CERTAIN PRE-PETITION CLAIMS ARISING UNDER THE PERISHABLE AGRICULTURE COMMODITIES ACT, AND (III) GRANTING RELATED RELIEF [DOCKET 9]
7. DEBTORS' EMERGENCY MOTION FOR ENTRY OF AN ORDER GRANTING AN (I) EXTENSION OF TIME TO FILE SCHEDULES AND STATEMENTS (II) EXTENDING THE TIME TO SCHEDULE THE MEETING OF CREDITORS (III) ALLOWING DEBTORS' SCHEDULES AND STATEMENTS TO REFLECT ASSETS AND LIABILITIES AS OF MARCH 2, 2016 AND (IV) RELATED RELIEF [DOCKET 10]
8. DEBTORS' EMERGENCY MOTION PURSUANT TO 11 U.S.C. §§ 105(a) AND 1107(a) TO ESTABLISH CRITICAL VENDOR PAYMENT PROCEDURES [DOCKET 12]
9. DEBTORS' EMERGENCY MOTION FOR AUTHORIZATION TO (A) CONTINUE CUSTOMER PROGRAMS IN THE ORDINARY COURSE OF BUSINESS AND (B) OTHERWISE HONOR PRE-PETITION OBLIGATIONS RELATED THERETO [DOCKET 14]

10. DEBTORS' EMERGENCY MOTION FOR ENTRY OF ORDER (I) AUTHORIZING, BUT NOT DIRECTING, DEBTORS TO (A) MAINTAIN EXISTING INSURANCE PROGRAMS AND EXISTING INSURANCE PREMIUM FINANCING AGREEMENT, AND (B) FUND ALL OBLIGATIONS IN RESPECT THEREOF, AND (II) GRANTING RELATED RELIEF [DOCKET 15]
11. EMERGENCY MOTION FOR INTERIM AND FINAL AUTHORITY FOR THE DEBTORS TO USE CASH COLLATERAL, OBTAIN DEBTOR IN POSSESSION FINANCING, AND DETERMINING ADEQUATE PROTECTION, SUPERPRIORITY CLAIMS AND LIENS [DOCKET 16]
12. DEBTORS' EMERGENCY MOTION FOR ENTRY OF ORDER (I) AUTHORIZING DEBTOR TO (A) PAY PRE-PETITION WAGES AND OTHER COMPENSATION, AND EMPLOYEE BENEFITS, AND (B) CONTINUE EXISTING EMPLOYEE BENEFIT PLANS AND PROGRAMS, (II) AUTHORIZING BANKS AND FINANCIAL INSTITUTIONS TO PAY ALL CHECKS AND ELECTRONIC PAYMENT REQUESTS, (III) APPROVING THE DEBTORS' DISCRETIONARY EMPLOYEE INCENTIVE PROGRAMS, AND (IV) GRANTING RELATED RELIEF [DOCKET 17]
13. DEBTORS' EMERGENCY MOTION FOR ENTRY OF AN ORDER (I) AUTHORIZING, BUT NOT DIRECTING, DEBTOR TO PAY TAXES AND FEES, AND (II) GRANTING RELATED RELIEF [DOCKET 18]

Dated: March 7, 2016

Respectfully submitted,

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